

# **EXHIBIT C**

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October 2, 2013

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**Via E-Mail: mchalos@lchb.com**

Mark Chalos  
Lief Cabraser Heimann & Bernstein, LLP  
150 Fourth Avenue, North, Suite 1650  
Nashville, TN 37219-2423

**RE: NECC: Document Production Request by Howell Allen Clinic**

Dear Mark:

The Trustee has your received your letter of September 24, 2013 forwarding Mr. Tardio's request for access for the NECC documents produced to the PSC pursuant to the informal discovery agreement previously negotiated. On behalf of the Trustee, we must respectfully decline Mr. Tardio's request tendered through you for the documentary informal discovery previously provided by NECC. Through the explicit terms of the agreement set forth in Mike Gottfried's letter of April 30, 2013 to Kristen Johnson Parker, the documents must be strictly limited "to PSC, Rick Ellis and the liaison counsel for the defendants after an appropriate protective order has been entered by the Court." In agreeing to voluntarily produce documents, despite the automatic stay, there was no consideration given to Unaffiliated Defendants, including Mr. Tardio on behalf of Howell Allen Clinic and St. Thomas Outpatient.

Though we understand Mr. Tardio's request for these documents, treating Mr. Tardio and his client separately from the other 92 involved pain clinics, would be inappropriate, as it is the Trustee's intention for consistent treatment of all Unaffiliated Defendants.

Very truly yours,



Frederick H. Fern

FHF:jljg

cc: Chris Tardio  
Paul Moore  
Michael Gottfried  
Gerald Stranch  
Tom Sobel  
Kristen Johnson Parker  
HBNECC